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April 1, 2013

**Via ECF**

Hon. Carol B. Amon  
United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Latoya Miller, et al. v. City of New York, et al.,  
1:11-cv-05036-CBA-SMG

Dear Judge Amon:

I am an attorney in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for the defendants The City of New York, Ramon Hernandez, Ereka Powers and Timothy Cote in this action. The parties have reached an agreement to settle this matter. Please find attached an executed copy of a Stipulation and Order of Dismissal, which is being submitted for the Court's endorsement.

I thank the Court for its time and consideration of this request.

Respectfully submitted,

Ben Kuruvilla

cc: Steven A. Hoffner, Esq.  
*Attorney for Plaintiff*

**By ECF**

SF

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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LATOYA MILLER and CHERYL BYNOE,

Plaintiffs,

**STIPULATION AND  
ORDER OF DISMISSAL**

-against-

11-cv-5036 (CBA) (SMG)

THE CITY OF NEW YORK, EREK POWERS, RAMON  
HERNANDEZ and TIMOTHY COTE,

Defendants.

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**WHEREAS**, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

STEVEN A. HOFFNER  
*Attorney for Plaintiff*  
350 Broadway, Suite 1105  
New York, NY 10013

By: \_\_\_\_\_

Steven A. Hoffner

MICHAEL A. CARDOZO  
Corporation Counsel of the  
City of New York  
*Attorney for Defendants City of New York,  
Powers, Hernandez and Cote*  
100 Church Street, Rm. 3-126  
New York, New York 10007

By: \_\_\_\_\_

Ben Kuruvilla

*Assistant Corporation Counsel*

SO ORDERED:

Dated: New York, New York  
\_\_\_\_\_, 2013

\_\_\_\_\_  
HON. CAROL B. AMON  
UNITED STATES DISTRICT JUDGE